

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

ERIC WARNER,

Plaintiff,

VS.

**EATON CORPORATION,
as Plan Administrator of the Eaton
Corporation Long Term Disability Plan,**

Defendant.

8:07CV468

ORDER

Following a conference with counsel on October 15, 2008, pursuant to Fed. R. Civ. P. 16, concerning matters of importance in scheduling this case,

IT IS ORDERED:

1. **On or before November 3, 2008**, the parties shall file the administrative record.
2. The parties shall have until **on or before December 1, 2008**, to file cross motions for summary judgment with a separately filed opening brief. **See** NECivR 7.1 and 56. Any reference to materials contained in the administrative record shall be cited with particularity, however such evidence shall not be re-filed with the brief.
3. The parties shall have until **on or before January 14, 2009**, to file any brief in response to the opposing party's motion.
4. The parties shall have until **on or before January 26, 2009**, to file any brief in reply.

DATED this 16th day of October, 2008.

BY THE COURT:

s/Thomas D. Thalken
United States Magistrate Judge